

Request for Reconsideration after Final Action

The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	85884762
LAW OFFICE ASSIGNED	LAW OFFICE 108
MARK SECTION	
MARK	http://tsdr.uspto.gov/img/85884762/large
LITERAL ELEMENT	GLASSWALKER
STANDARD CHARACTERS	YES
USPTO-GENERATED IMAGE	YES
MARK STATEMENT	The mark consists of standard characters, without claim to any particular font style, size or color.
GOODS AND/OR SERVICES SECTION (041)(current)	
INTERNATIONAL CLASS	041
DESCRIPTION	
Entertainment services, namely, providing online computer games and electronic games, and recording and displaying audio, visual, and data content, all provided via the Internet and via cloud computing platforms	
FILING BASIS	Section 1(b)
GOODS AND/OR SERVICES SECTION (041)(proposed)	
INTERNATIONAL CLASS	041
TRACKED TEXT DESCRIPTION	
Entertainment services, namely, providing online computer games and electronic games, and recording and displaying audio, visual, and data content, all provided via the Internet and via cloud computing platforms; Entertainment services, namely, providing temporary use of computer game software and electronic game software and providing a website featuring the display of multimedia audio, visual, and data content, namely, videos, pictures, images, text, photos, and audio content on a wide variety of topics and subjects via the Internet and via cloud computing environments	
FINAL DESCRIPTION	
Entertainment services, namely, providing temporary use of computer game software and electronic game software and providing a website featuring the display of multimedia audio, visual, and data	

content, namely, videos, pictures, images, text, photos, and audio content on a wide variety of topics and subjects via the Internet and via cloud computing environments

FILING BASIS

Section 1(b)

GOODS AND/OR SERVICES SECTION (042)(no change)

SIGNATURE SECTION

RESPONSE SIGNATURE

/sm mulholland/

SIGNATORY'S NAME

Susan M. Mulholland

SIGNATORY'S POSITION

Attorney for Applicant/MA bar member

SIGNATORY'S PHONE NUMBER

617.350.6800

DATE SIGNED

06/17/2015

AUTHORIZED SIGNATORY

YES

CONCURRENT APPEAL NOTICE FILED

YES

FILING INFORMATION SECTION

SUBMIT DATE

Wed Jun 17 15:51:30 EDT 2015

TEAS STAMP

USPTO/RFR-38.113.7.195-20
150617155130574015-858847
62-530ef853652a253ad29663
2809041d133923bf4758df2de
2930f4524125aeb02055-N/A-
N/A-20150617154755000296

**Request for Reconsideration after Final Action
To the Commissioner for Trademarks:**

Application serial no. **85884762** GLASSWALKER(Standard Characters, see <http://tsdr.uspto.gov/img/85884762/large>) has been amended as follows:

CLASSIFICATION AND LISTING OF GOODS/SERVICES

Applicant proposes to amend the following class of goods/services in the application:

Current: Class 041 for Entertainment services, namely, providing online computer games and electronic games, and recording and displaying audio, visual, and data content, all provided via the Internet and via cloud computing platforms

Original Filing Basis:

Filing Basis: Section 1(b), Intent to Use: *For a trademark or service mark application:* As of the

application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. ***For a collective trademark, collective service mark, or collective membership mark application:*** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. ***For a certification mark application:*** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.

Proposed:

Tracked Text Description: ~~Entertainment services, namely, providing online computer games and electronic games, and recording and displaying audio, visual, and data content, all provided via the Internet and via cloud computing platforms;~~ Entertainment services, namely, providing temporary use of computer game software and electronic game software and providing a website featuring the display of multimedia audio, visual, and data content, namely, videos, pictures, images, text, photos, and audio content on a wide variety of topics and subjects via the Internet and via cloud computing environments

Class 041 for Entertainment services, namely, providing temporary use of computer game software and electronic game software and providing a website featuring the display of multimedia audio, visual, and data content, namely, videos, pictures, images, text, photos, and audio content on a wide variety of topics and subjects via the Internet and via cloud computing environments

Filing Basis: Section 1(b), Intent to Use: ***For a trademark or service mark application:*** As of the application filing date, the applicant had a bona fide intention, and was entitled, to use the mark in commerce on or in connection with the identified goods/services in the application. ***For a collective trademark, collective service mark, or collective membership mark application:*** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by members on or in connection with the identified goods/services/collective membership organization. ***For a certification mark application:*** As of the application filing date, the applicant had a bona fide intention, and was entitled, to exercise legitimate control over the use of the mark in commerce by authorized users in connection with the identified goods/services, and the applicant will not engage in the production or marketing of the goods/services to which the mark is applied, except to advertise or promote recognition of the certification program or of the goods/services that meet the certification standards of the applicant.

SIGNATURE(S)

Request for Reconsideration Signature

Signature: /sm mulholland/ Date: 06/17/2015

Signatory's Name: Susan M. Mulholland

Signatory's Position: Attorney for Applicant/MA bar member

Signatory's Phone Number: 617.350.6800

The signatory has confirmed that he/she is an attorney who is a member in good standing of the bar of the highest court of a U.S. state, which includes the District of Columbia, Puerto Rico, and other federal territories and possessions; and he/she is currently the applicant's attorney or an associate thereof; and to the best of his/her knowledge, if prior to his/her appointment another U.S. attorney or a Canadian

attorney/agent not currently associated with his/her company/firm previously represented the applicant in this matter: (1) the applicant has filed or is concurrently filing a signed revocation of or substitute power of attorney with the USPTO; (2) the USPTO has granted the request of the prior representative to withdraw; (3) the applicant has filed a power of attorney appointing him/her in this matter; or (4) the applicant's appointed U.S. attorney or Canadian attorney/agent has filed a power of attorney appointing him/her as an associate attorney in this matter.

The applicant is filing a Notice of Appeal in conjunction with this Request for Reconsideration.

Serial Number: 85884762

Internet Transmission Date: Wed Jun 17 15:51:30 EDT 2015

TEAS Stamp: USPTO/RFR-38.113.7.195-20150617155130574

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41d133923bf4758df2de2930f4524125aeb02055

-N/A-N/A-20150617154755000296